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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/711,610	09/28/2004	William R. McCoskey	02-0033A	5609
64722	7590	09/07/2006	EXAMINER	
OSTRAGER CHONG FLAHERTY & BROLTMAN, P.C.			BAREFOOT, GALEN L	
250 PARK AVENUE			ART UNIT	
SUITE 825			PAPER NUMBER	
NEW YORK, NY 10177-0899			3644	

DATE MAILED: 09/07/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/711,610

Applicant(s)

WILLIAM R. MCCOSKEY ET AL

Examiner

Galen L. Barefoot

Art Unit

3644

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 26 June 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1,3-29,39 and 40 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,3-29,39-40 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____.

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1,4-29,39-40 are rejected under 35 U.S.C. 103(a) as being unpatentable over Anderson (3730359) in view of O'Neill (3419164) and to show that which was held to well known in the first office action and challenged by applicant now: Sankrithi (6928363), Bloom (6974928) and Husseiny et al (5600303).

3.

See figures 7 and 12 of Anderson. Anderson states:

"Air freighters are occasionally also used for passenger traffic, in which case as a rule a part of the loading space is installed as a passenger cabin. A feature of the invention is particularly well adapted for this purpose, in which the secondary distributor has an admission entrance from the building floor above the transport device which is reserved for the passenger traffic and in which the feeding bridge or bridges as well as the secondary distributor are especially adapted for passenger traffic. The passenger traffic is thus limited to the upper floor so that the loading and unloading of the cargo through the main distributor can be performed undisturbed. "

Art Unit: 3644

Remote luggage handling carousels are known at all airports.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to put passenger seats on the pallets of Anderson as taught by O'Neill since he shows that either cargo or passengers can be placed on moveable pallets and will make Anderson more efficient to handle passengers and cargo more efficiently. Further obvious for bar-coding on cargo/luggage as this is well known and shown by Bloom (6974928) and Hussein et al (5600303) (cited by applicant).

To further load and unload the multi levels of mixed services of passengers and cargo simultaneously as taught by the quoted paragraph of Anderson above.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to provide the terminal of Anderson with well known with vision (all airports have lines painted on the tarmac to aid the pilot to go the proper direction, ie "vision") and GPS docking for accurate docking as taught by Sankrithi (6928363) to more accurately and autonomously guide the aircraft on the tarmac.

Claims 3 is rejected under 35 U.S.C. 103(a) as being unpatentable over Anderson in view of O'Neil as above and further in view of Hussein et al (5600303) .

It would have been obvious to one having ordinary skill in the art at the time the invention was made to provide the terminal of Anderson with security as taught by Hussein et al since it provides protection to the customers.

Applicant's remarks have been considered but haven not been deemed persuasive in view that the prior art has explicit reference to claimed features not addressed by applicant.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Galen L Barefoot whose telephone number is 571-272-6898.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Teri Luu can be reached on 571-272-7045.

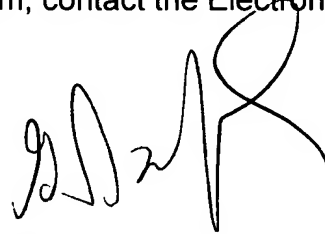
On July 15, 2005, the Central FAX Number will change to **571-273-8300**.

CENTRALIZED DELIVERY POLICY: For patent related correspondence, hand carry deliveries must be made to the Customer Service Window (now located at the Randolph Building, 401 Dulany Street, Alexandria, VA 22314), and facsimile transmissions must be sent to the Central FAX number, unless an exception applies. For example, if the examiner has rejected claims in a regular U.S. patent application, and the reply to the examiner's Office action is desired to be transmitted by facsimile rather than mailed, the reply must be sent to the Central FAX Number.

Any inquiry of a general nature or relating to the status of this application or proceedings should be directed to **800-786-9199**.

Information regarding the status of an application may also be obtained from the Patent Application information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

September 5, 2006

A handwritten signature in black ink, appearing to read 'G. Barefoot', is positioned above the printed name.

**Galen Barefoot
Primary Examiner
Technology Center 3644**